

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

John David BEGIN

U.S. Patent Application No. 09/800,609

Filed: March 7, 2001

Confirmation No. 7492

Group Art Unit: 2632

Examiner: TONG, NINA C.

*R. Ward*  
*2/13/04*  
*#10 Terminal Disclaimer*

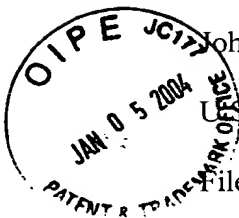
For: PROPAGATION OF POSITION WITH MULTIAxis ACCELEROMETER

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
 REJECTION OVER PRIOR PATENTS**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450  
 Sir:

The owner, Magellan-DIS, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent Nos. 5,862,511, 6,029,111, 5,991,692, 6,532,419 and 6,308,134. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later; expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.



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The undersigned is an attorney of record and therefore the certification under 37 CFR 3.73(b) is not required.

Respectfully submitted,

LOWE HAUPTMAN GILMAN & BERNER, LLP

A handwritten signature in cursive script that reads "Kenneth M. Berner". A diagonal line is drawn across the signature from the top left to the bottom right.

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